**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**
**ORDINARY ORIGINAL CIVIL JURISDICTION**

**COMPANY APPLICATION (L) NO.807 2004**
IN
**COMPANY PETITION NO.999 OF 1999**

Mr.Mukund Global Finance Ltd. ..Petitioners.

Vs.

Sewa Medicals Ltd. ..Respondents.

And

Kamlesh Shantilal Patel ..Applicant.

Mr.D.V.Merchant i/b.M/s.Arvind Rathod & Company, Advocate for the Applicant in support.

Mr.S.Suvarna i/b.M/s.D.S.K.Legal for the Petitioners.

Mr.N.M.Shah with Mr.Minesh Patel, Advocates for the intending purchaser.

Mr.S.N.Naik, Asstt. Prothonotary (Admn.) from Court Receiver's Office present.

**CORAM : S.J. VAZIFDAR, J.**
**DATED : 5TH OCTOBER, 2004**

**P.C. :**

In paragraph 3 of the order dated 31st August, 2004 (Exhibit "B" to the affidavit in support of this application), the figure "49,75,000/-" is corrected to read "48,75,000".

2. Mr.Merchant on behalf of the Applicant has tendered 26 drafts aggregating to a sum of Rs.12,50,000/-. The same shall be accepted by the Court Receiver if forwarded on or before 7th October, 2004 as further part payment pursuant to the order dated 31st August, 2004.

3. The time to deposit the balance amount is extended upto 21st October, 2004. However, in addition to the balance amount the Applicant shall, as agreed, pay an amount of Rs.30,000/-.

4. Further, it is agreed that in the event of the Applicant failing to deposit the entire amount on or before 21st October, 2004 the sum of Rs.16,24,600/- shall stand forfeited without further orders. Further, in that event, the time for the said Minesh B. Patel to comply with the directions contained in the order dated 31st August, 2004 shall be extended upto 5th November, 2004.

5. It is clarified that the sale in his favour shall stand confirmed without further orders.

6. At present, the Petitioner shall be at liberty to withdraw a sum of Rs.16,25,000/- forthwith and

unconditionally.

For the purpose of such withdrawal, all parties including the Court Receiver are directed to act on an ordinary copy of this order duly authenticated by the Company Regisrar/Court Stenographer.